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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/359,380
Filing Date	August 8, 1999
First Named Inventor	Heiko Holzheuer
Group Art Unit	2173
Examiner Name	T. Hallu
Attorney Docket Number	P89, 1523

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
 NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/5829) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 30032 (Aug. 16, 2000); interim Rule, 65 Fed. Reg. 14893 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 (Any unsubmitted amendment(s) referred to above will be ignored).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other \_\_\_\_\_

2. Miscellaneous

a. ☐ Suspension of Action on the above-identified application is requested under 37 C.F.R. § 1.103(e) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. Fees The RCE under 37 C.F.R. § 1.114 when no RCE is filed.

a. ☒ The director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 501519.

i. ☐ RCE fee required under 37 C.F.R. § 1.17(a)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.135 and 1.17)

iii. ☒ Other - Credits or overpayments

b. ☒ Checks in the amount of \$740 and \$110 enclosed

c. ☐ Payment by credit card (Form PTO 2035 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Mark Bergner Registration No. Attorney/Agent 46877  
 Signature *Mark Bergner* Date September 30, 2002

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type) Mark Bergner  
 Signature *Mark Bergner* Date September 30, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any

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		Total	110.00

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PLEASE APPLY A RECEIPT STAMP HERETO AND MAIL  
ACKNOWLEDGE RECEIPT OFFICE ATTACHED:

Heiko Holzheuer

OCT 07 2002

POE Transmittal

APPLICANT

TYPE OF DOCUMENT

September 30, 2002

USPN 09/369,360 P98,1523

\$745.00 Filing Fee

September 28, 2002

\$110.00 Extension Fee

26965-1354 - MB

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